



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/788,002
Filing Date: February 16, 2001
Applicant: Leo Driessen
Group Art Unit: 3721
Examiner: Michelle Lopez
Title: POWER TOOL
Attorney Docket: 0275S-000670

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT, REQUEST AND FEE TO ADD NAMES OF
INVENTORS OF INVENTION ORIGINALLY DISCLOSED AND
NOW BEING CLAIMED (37 C.F.R. § 1.48(C))**

1. This amendment and request under 37 C.F.R. § 1.48(c) is to add the name of the following person as inventor and who is the inventor of the invention now being claimed: Daniel Bone. The undersigned attorney submits that all of the requirements of 37 C.F.R. § 1.48 have been fulfilled and respectfully requests that the PTO identify the inventors as being Leo Driessen and Daniel Bone.

2. Claims Now on File

The claims in this application are as follows:

- ☒ Claims 1-8, as amended on January 6, 2003, July 11, 2003, and September 12, 2003.
- ☒ Claims 9-17 filed on January 6, 2003, as amended on July 11, 2003 and September 12, 2003.
- ☒ Claims 18 and 19 filed September 12, 2003.
- ☒ Claims 20 and 21 filed herewith.

3. Statement From Each Person Being Added as Inventor (37 C.F.R. § 1.48(c)(1))

☒ Attached is a statement from each person being added as an inventor that the amendment is necessitated by amendment of the claims and that the inventorship error occurred without deceptive intent on his or her part.

4. Declaration (37 C.F.R. § 1.48(c)(2))

☒ Attached is a declaration by the actual inventor or inventors as required by § 1.63 (or as permitted by §§ 1.42, 1.43 or 1.47)

5. Assent of Assignee of Any Originally Named Inventor (37 C.F.R. § 1.48(c)(4))

☒ Attached is the written consent of the assignee of the originally named inventor.

6. Fee (37 C.F.R. § 1.17(i))
The fee required is paid as follows:

- ☒ Charge Account 02-2548 for any fee deficiency.
- ☒ Charge Account 02-2548 the sum of \$130.

Date: January 27, 2005

Customer No. 27572



Michael D. Zalobsky, Reg. No. 45,512
Harness, Dickey & Pierce
5445 Corporate Drive, Suite 400
Troy, MI 48098
Telephone: (248) 641-1600



DECLARATION AND POWER OF ATTORNEY

Atty. Dkt. No.: 0275S-000670

DECLARATION

I hereby declare that:

Each inventor's residence, mailing address and citizenship are as stated below next to their name,

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

POWER TOOL

the specification of which (check one)

☐

is attached hereto.

or

☒

was filed on February 16, 2001, as United States Application Number No. 09/788,002, and was amended on January 6, 2003, July 11, 2003, September 12, 2003, and herewith.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)				
APPN. SERIAL NO.	COUNTRY	DATE FILED (MM/DD/YYYY)	PRIORITY CLAIM	
			Yes	No
0005897.4	UK	03/10/2000	<input checked="" type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

DECLARATION AND POWER OF ATTORNEY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY

I hereby appoint Harold Weinstein, Reg. No. 20613; Edward D. Murphy, Reg. No. 20625; John D. Del Ponti, Reg. No. 24258; Charles E. Yocum, Reg. No. 30121; Bruce S. Shapiro, Reg. No. 33120; Adan Ayala, Reg. No. 38373; Michael P. Leary, Reg. No. 41144; Richard J. Veltman, Reg. No. 36957; and Paul L. Ratcliffe, Reg. No. 45290 of The Black & Decker Corporation, 701 East Joppa Road, Towson, Maryland 21286, telephone (410) 716-3900; and Christopher M. Brock, Reg. No. 27,313, Michael D. Zalobsky, Reg. No. 45,512, and each principal, attorney of counsel, associate, and employee of Harness, Dickey & Pierce, P.L.C., Customer Number 27572, who is a registered Patent Attorney, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

CORRESPONDENCE ADDRESS

I request the Patent and Trademark Office to direct all correspondence and telephone calls relative to this application to Harness, Dickey & Pierce, P.L.C., P. O. Box 828, Bloomfield Hills, Michigan 48303 (248) 641-1600.

DECLARATION AND POWER OF ATTORNEY**Full name of sole or first inventor:** Leo Driessen

Inventor's signature: _____



Date: _____

20-JAN-05

Residence: 1 San Diego Avenue, Royal Palms, Yuen Long N.T. Hong Kong

Citizenship: Australia

Mailing Address: ~~1 San Diego Avenue, Royal Palms, Yuen Long N.T. Hong Kong.~~CHITKHA INDUSTRIES LTD. 1/F, 2 OAI WANG ST
TAIPO INDUSTRIAL ESTATE, N.T. HONG KONG.**Full name of second joint inventor:** Daniel Bone

Inventor's signature: _____

Date: _____

Residence: 5 Black Road, Langley Moor County Durham DH7 8LW, United Kingdom

Citizenship: United Kingdom

Mailing Address: 5 Black Road, Langley Moor County Durham DH7 8LW, United Kingdom

DECLARATION AND POWER OF ATTORNEY

Full name of sole or first inventor: Leo Driessen

Inventor's signature: _____

Date: _____

Residence: 1 San Diego Avenue, Royal Palms, Yuen Long N.T. Hong Kong

Citizenship: Australia

Mailing Address: 1 San Diego Avenue, Royal Palms, Yuen Long N.T. Hong Kong

Full name of second joint inventor: Daniel Bone

Inventor's signature: 

Date: 20 January 2005

Residence: 5 Black Road, Langley Moor County Durham DH7 8LW, United Kingdom

Citizenship: United Kingdom

Mailing Address: 5 Black Road, Langley Moor County Durham DH7 8LW, United Kingdom



PATENT

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**STATEMENT OF ERROR WITHOUT DECEPTIVE INTENT ON THE PART OF THE
INVENTORS OMITTED IN A PATENT APPLICATION**

The following individual has been identified as being a co-inventor of the above-referenced invention: Daniel Bone. The above-identified inventor hereby declares the following:

1. The error in omitting the name of the inventor, as set forth in the foregoing petition under 37 C.F.R. § 1.48(c), is necessitated by Amendment of the claims and the inventorship error occurred without deceptive intent on my part; and

2. All statements made herein are of my own knowledge and true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the

like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-referenced patent.

Omitted inventor: Daniel Bone

Signature: 

Date: 20 January 2005



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ASSENT OF ASSIGNEE CORRECTION AND/OR ADDITION OF INVENTORS

Black & Decker Inc., owner by assignment of the above-referenced patent in the assignment being recorded concurrently herewith, hereby consents to the amendment of the inventorship of this patent as requested in the accompanying papers.

Date Jan. 17, 2005

Bruce Shapiro
Bruce Shapiro, Reg. No. 33,120
Senior Group Patent Counsel
Black & Decker Inc.

Witness Rebecca J. Casciero

INVENTOR INFORMATION



Inventor One Given Name:: Leo
Family Name:: Driessen
Postal Address Line One:: Chimnkuip Industries Ltd.
Postal Address Line Two:: 1/F 2 Oaiwang St., Taipo Industrial Estat
Country:: Hong Kong
Inventor Two Given Name:: Daniel
Family Name:: Bone
Postal Address Line One:: 5 Black Road
Postal Address Line Two:: Langley Moor County
City:: Durham
Country:: United Kingdom
Postal or Zip Code:: DH7 8LW
City of Residence:: Durham
Country of Residence:: United Kingdom
Citizenship Country:: United Kingdom

CORRESPONDENCE INFORMATION

Correspondence Customer Number:: 27572
Fax One:: 248-641-0270

APPLICATION INFORMATION

Title Line One:: POWER TOOL
Formal Drawings?:: No
Application Type:: Utility
Docket Number:: 0275S-000670
Secrecy Order in Parent Appl.?:: No
Source:: PrintEFS Version 1.0.1



1454

PATENT

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Application No.: 09/788,002
Filing Date: February 16, 2001
Applicant: Leo Driessen
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Attorney Docket: 0275S-000670

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO CLAIM BENEFIT UNDER 35 U.S.C. 120, 121, OR 365(C)
OF A PRIOR COPENDING NONPROVISIONAL APPLICATION**

1. Applicant hereby petitions, in accordance with § 1.78(a)(3), to claim the benefit, for this application under 35 U.S.C.

☒ 120 ☐ 121 ☐ 365(c),

of prior copending nonprovisional application no. 09/139,200, now U.S. Patent No. 6,286,611, issued September 11, 2001.

2. Applicant states that the entire delay between the date the claim for the benefit of the earlier application was due under paragraph (a)(2)(ii) of C.F.R. § 1.78 and the date this claim is filed was unintentional.

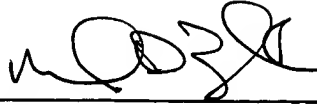
3. The surcharge fee set forth in § 1.17(t) required by C.F.R. 1.55(c)(1), is paid as follows:

- ☒ Authorization is hereby made to charge the amount of: \$1,370
☒ To Deposit Account No. 02-2548.

☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Date: January 27, 2005



Michael D. Zalobsky, Reg. No. 45,512
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Troy, MI 48098
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